

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 6595

BILL NUMBER: HB 1104

NOTE PREPARED: Apr 3, 2003

BILL AMENDED:

SUBJECT: Alcohol and Drug Services Program.

FIRST AUTHOR: Rep. Bottorff

FIRST SPONSOR: Sen. Lewis

BILL STATUS: CR Adopted - 2nd House

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: Local

Summary of Legislation: This bill extends the alcohol and drug services program to persons accused of infractions.

Effective Date: July 1, 2003.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures: *Background Information:* Prior to 2002, court-sponsored substance abuse programs were available for persons charged or convicted of infractions and misdemeanors. P.L. 168-2002, which was enacted in the 2002 General Assembly, allowed counties to provide alcohol and drug program services only to a person charged with or convicted of a misdemeanor or felony. This bill restores a person's eligibility to receive substance abuse services from court-sponsored programs if the person has been charged with an infraction.

Staff in the Indiana Judicial Center indicate that few counties were operating substance abuse programs specifically addressing persons charged with infractions associated with substance abuse. Programs providing services for persons charged with an infraction or for which an infraction was entered would be subject to certification by the Indiana Judicial Center.

Explanation of Local Revenues: A trial court or a city or town court is authorized to charge no more than \$400 for participation in an alcohol and drug services program. This fee is deposited into a city or county

user fee fund.

State Agencies Affected: Indiana Judicial Center.

Local Agencies Affected: Trial courts.

Information Sources: Cheri Harris, Indiana Judicial Center.

Fiscal Analyst: Mark Goodpaster, 317-232-9852